MEMO ENDORSED

LOZNER & MASTROPIETRO
Attorneys at Law

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David V. Lozner Dino Mastropietro James P. Benintendi Steven T. Schwartz The Lundy's Building 1901 Emmons Avenue, Suite 206 Brooklyn, New York 11235

> tel: 718-615-0044 fax: 718-615-0722

office@LMlawNYC.com www.LMlawNYC.com

August 29, 2023

Honorable Katharine H. Parker U.S. Courthouse 500 Pearl Street, Room 750 New York, NY 10007

Re: Ayassi, Tarek v JB Hunt Transport, Inc.,

Docket No. 1:22-CV-07139-LAK-KHP

Our File No. 2286520

Dear Judge Parker:

Pursuant to your Case Management and Scheduling Order dated February 10, 2023, Local Civil Rule 37.2 and your Individual Practice Rules, plaintiff respectfully requests a conference with the Court wherein plaintiff will seek to move under Rule 26 and Rule 37 for defendants' failure to disclose and/or preserve dashcam video and defendants' failure to respond to plaintiff's Interrogatories and Request for Production dated March 31, 2023.

As a result of the defendants' failures, party depositions which were scheduled for June and July, 2023 were not conducted. Plaintiff has conferred in good faith with opposing counsel, notwithstanding, the discovery remains outstanding.

Thank you for your courtesy in this matter.

Respectfully submitted, Lozner & Mastropietro

Jane Mestorquitro

Dino Mastropietro

cc:

Rawle & Henderson, LLP Attorney for Defendant(s) Kenneth Newman & JB Hunt Transport, Inc. 14 Wall Street, 27th Floor New York, NY 10005

Tel: (212) 323-7070 File No.: 805414

A telephonic Discovery Conference in this matter is hereby scheduled for <u>Tuesday</u>, <u>September 19, 2023 at 12:15 p.m.</u> Counsel is directed to call Judge Parker's teleconference line at the scheduled time. <u>Please dial (866) 434-5269</u>, access code: 4858267.

SO ORDERED:

HON. KATHARINE H. PARKER UNITED STATES MAGISTRATE JUDGE

09/06/2023